IN THE HIGH COURT OF JUDICATURE AT BOBBY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 5398 OF 2004

Mr. Kiran Manilal Shah .. Applicant.

V/s.

The State of Maharashtra .. Respondent.

Shri S.V. Marwadi for Applicant.
Shri S.R. Shinde, APP for Respondent.

CORAM : A.M.KHANWILKAR, J.
DATED : DECEMBER 10, 2004

PC :-

. Heard the learned counsel for the parties.

2. As the learned APP fairly accepts, on instructions, that custodial interrogation of the Applicant will not be necessary, in the peculiar facts and circumsances of the present case, the appropriate course to my mind is to grant anticipatory bail to the Applicant by imposing strict conditions. Accordingly, this application is allowed on the following terms and conditions :-

(a) The Applicant is granted anticipatory bail in connection with C.R. 175/2004, registered with Kothrud Police Station, on executing personal bond in

the sum of Rs. 15,000/- (Rs. Fifteen thousand only) with two local sureties in the like amount.

(b) The applicant shall report to the investigating officer initially daily between 10 a.m. to 4 p.m. during the period from 13th December to 17th December, 2004 and thereafter as and when required by the Investigating Officer till completion of the investigation.

(c) The Applicant shall extend full co-operation to the investigating officer as well as for early disposal of the trial. If the trial court is of the opinion that the applicant is responsible for delay in trial that fact be recorded in the Rozanama, which can be a ground for cancellation of bail.

(d) The Applicant shall not leave the jurisdiction of Thane Police Station without prior intimation to the Investigating Officer.

(e) The Applicant shall not influence the prosecution witness or tamper with the prosecution evidence in any manner whatsoever.

3. Ordered accordingly.

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